

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)
)
)
Plaintiff,)
)
)
vs.)
)
)
YAMIL RIVERA-KADER,)
)
)
Defendant.)

8:02CR164

ORDER

Defendant has filed a waiver of speedy trial. For good cause shown,

IT IS ORDERED that defendant's Motion to Continue Trial (#447) is granted, as follows:

1. Trial of this matter is continued from November 8, 2005 to **January 10, 2006** before Judge Laurie Smith Camp and a jury.
2. The ends of justice will be served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **November 8, 2005 and January 10, 2006**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reasons stated in the motion, and considering the diligence of counsel. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).
3. Counsel for the United States shall confer with defense counsel and electronically file a status report no later than January 3, 2006 advising the court of the anticipated length of trial.

DATED October 24, 2005.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**